

STATE OF VERMONT  
PUBLIC SERVICE BOARD

CPG No. 897-R

Petition of Toly Digital Networks, Inc., for a )  
certificate of public good to operate as a provider )  
of telecommunications services in Vermont )  
)

Entered: 4/1/2009

**CERTIFICATE OF PUBLIC GOOD**  
**ISSUED PURSUANT TO 30 V.S.A. SECTION 231**

IT IS HEREBY CERTIFIED that the Public Service Board of the State of Vermont ("Board") on this day finds and adjudges that the issuance of a certificate of public good ("CPG") to Toly Digital Networks, Inc. ("Toly"), and the provision of telecommunications services by Toly, will promote the general good of the State of Vermont, subject to the following conditions:

1. Toly is subject to the provisions of Title 30, Vermont Statutes Annotated, to the same extent as other regulated utilities.
2. Toly shall terminate all telecommunications traffic routed to its customers by any telecommunications carrier with which Toly interconnects.
3. Toly may participate in any Board investigation into local competition and/or competitive access services. Toly shall be bound to comply with any lawful requirement imposed by the Board governing the obligations of telecommunications carriers in Vermont.
4. Toly's books, accounts, statements, and other financial records shall, in accordance with Vermont law, be made available for examination by the Board or the Vermont Department of Public Service.
5. This CPG may not be transferred to any other party without prior approval by the Board.
6. Toly is authorized to conduct business in the State of Vermont under the name Toly Digital Networks, Inc., and has filed appropriate documents with the Secretary of State. If Toly intends to do business in the State of Vermont under a name other than the name in use on the date of this Order, it shall file a notice of the new trade name with the Clerk of the Board and the

Vermont Department of Public Service at least 15 days prior to commencing business under the new trade name.<sup>1</sup>

7. If Toly at any time in the future proposes to offer operator services, it shall be required to comply with Board Rule 7.609(G).

8. If Toly at any time in the future proposes to offer prepaid calling card services, it shall post a bond, payable to the Board, in an amount equivalent to its projected intrastate revenues from its prepaid calling card service for the first twelve (12) months of operation.

9. Toly shall be subject to any rules lawfully adopted or to be adopted by the Board, and its CPG hereby incorporates those rules by reference. Toly's CPG shall be subject to revocation upon good cause, including a substantial or continuous failure to abide by its material terms.

Dated at Montpelier, Vermont, this 1<sup>st</sup> day of April, 2009.

|                        |   |                |
|------------------------|---|----------------|
| <u>s/James Volz</u>    | ) |                |
|                        | ) | PUBLIC SERVICE |
|                        | ) |                |
| <u>s/David C. Coen</u> | ) | BOARD          |
|                        | ) |                |
|                        | ) | OF VERMONT     |
| <u>s/John D. Burke</u> | ) |                |

OFFICE OF THE CLERK

FILED: APRIL 1, 2009

ATTEST: s/Susan M. Hudson  
Clerk of the Board

*Notice to Readers: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Board (by e-mail, telephone, or in writing) of any apparent errors, in order that any necessary corrections may be made. (E-mail address: psb.clerk@state.vt.us)*

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1. For a corporate name change, see 11 V.S.A. § 4.01 and 30 V.S.A. § 231. Petitioner may wish to contact the Clerk of the Board for assistance.